

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: NATIONAL FOOTBALL LEAGUE  
PLAYERS' CONCUSSION  
INJURY LITIGATION

No. 12-md-2323 (AB)

MDL No. 2323

**THIS DOCUMENT RELATES TO:**

Plaintiffs' Master Administrative Long-Form Complaint and (if applicable)

Maurice Aikens, et al.

v. National Football League [et al.],

No. 2:12-cv-05476-AB

**AS TO FRANK BERNARDI**

**NOTICE OF WITHDRAWAL**

**IN RE: NATIONAL FOOTBALL  
LEAGUE PLAYERS' CONCUSSION  
INJURY LITIGATION**

**JURY TRIAL DEMANDED**

**NOTICE OF WITHDRAWAL OF PLAINTIFF FRANK BERNARDI  
FROM THE SHORT FORM COMPLAINT**

Plaintiff, Frank Bernardi, hereby withdraws from the Short-Form Complaint of Frank Bernardi in this lawsuit without prejudice, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, because it was filed in error.

The complaint of Frank Bernardi was filed on August 28, 2012 as *Maurice Aikens, et al., vs. NFL*, USDC, SDMS, No. 3:12-cv00610-CWR-FKB. Consistent with the Court's Orders, Frank Bernardi's Short Form Complaint was filed on October 9, 2012: (a) as document number 3906 in the case captioned *In Re: National Football League Players' Concussion Injury Litigation*, No. 2:12-md-2323-AB and (b) as document number 3 in *Maurice Aikens, et al. v. NFL*, USDC, EDPA, No. 12-cv-05476-AB. Both filings were served on the Defendants.

This Notice withdraws Frank Bernardi from the Short Form Complaint that was filed in both dockets as referenced above.

This the 15<sup>th</sup> day of May, 2013.

Respectfully Submitted,

**PHILLIP W. THOMAS LAW FIRM**

By:

/s/ Philip W. Thomas  
PHILIP W. THOMAS  
MS Bar No. 9667

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**CERTIFICATE OF SERVICE**

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I certify that I electronically filed the foregoing document with the Clerk of the Court using the ECF system which sent notification of such filing to all counsel of record.

This the 15<sup>th</sup> day of May, 2013.

/s/ Philip W. Thomas  
PHILIP W. THOMAS